

Eugene T. Smith

Attorney at Law

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

715 G Street, S.E.

Washington, D.C. 20003

February 10, 1998

Magalie Roman Salas, Esquire
Secretary
Federal Communications Commission
1919 M Street, NW
Washington, DC 20554

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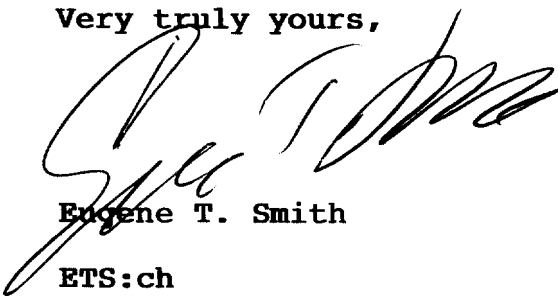
Re: MM Docket No. 96-215,
RM-8898 & RM-8924

Dear Attorney Salas:

On behalf of Sports America Radio Network, a Petitioner in the referenced proceeding, there are transmitted herewith for filing an original and four copies of an Opposition to a Petition For Reconsideration filed by counsel for Susan I. Coloff.

If additional information is needed, please contact the undersigned.

Very truly yours,



Eugene T. Smith

ETS:ch

Attachments

cc: Eric S. Kravetz, Esq. (W/att.)
Sports America Radio Network (A/att.)
Evans Associates (W/att.)

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter of

Amendment of Section 73.202 (b),
Table of Allotments,
FM Broadcast Stations
(Anamosa & Asbury, Iowa)

MM Docket No. 96-215
RM-8898 and RM-8924

RECEIVED

FEB 10 1998

To: Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

OPPOSITION TO PETITION FOR RECONSIDERATION

On January 5, 1998, counsel for Susan I. Coloff (Petitioner) filed with the Commission a Petition For Reconsideration of the Commission's Report and Order (DA 97-2542) in the captioned proceeding.

Counsel for Sports America Radio Network (SARN) files herewith its Opposition to said Petition For Reconsideration.

Petitioner's Petition For Reconsideration is predicated upon the proposition that the use of FM Channel 239A at Anamosa, Iowa, would not cover the County (Jones) of which Anamosa, Iowa, is the County Seat. In this regard, SARN has caused to be prepared a site map depicting the area in which FM Channel 239A can be located. The site map is accompanied by an engineering statement from Evans Associates which notes that a permit for Station KZAT in Belle Plaine, Iowa, has been cancelled, thus, removing siting restrictions to the

southwest of Anamosa, Iowa. This site map should assist the Petitioner in selecting a suitable site for its use of FM Channel 239A in Anamosa, Iowa, and should assist the Commission in reaching a decision to finalize this proceeding.

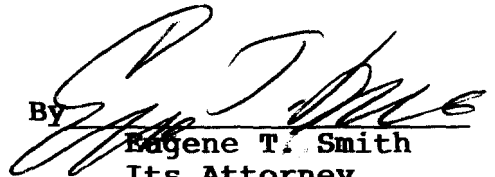
Respectfully submitted,

SPORTS AMERICA RADIO
NETWORK

February 10, 1998

715 G Street, S.E.
Washington, D.C. 20003

202-347-2363

BY 
Eugene T. Smith
Its Attorney



ENGINEERING STATEMENT

This statement and attached exhibit have been prepared on behalf of Sports America Radio Network, the petitioner of a new FM allotment in Asbury, Iowa, by B. Benjamin Evans, P.E. of Evans Associates, Consulting Communications Engineers in Thiensville, Wisconsin.

Evans Associates has been engaged by the petitioner of FM channel 238A in Asbury, Iowa, to determine the available transmitter siting area for the newly-allotted Channel 239A in Anamosa, Iowa, in accordance with Sections 73.207 and 73.315 of the FCC Rules.

Attached is a map showing the area within which a station on Channel 239A to serve Anamosa can theoretically be placed. This area is determined by the following requirements:

1. At least 165.51 kilometers away from WTRV, Channel 239C2 in La Crosse, Wisconsin;
2. At least 71.51 kilometers away from the Channel 238A allotment at Asbury, using the coordinates from the Report and Order of Docket 96-215 as the reference point (42-30-18 and 90-40-46);
3. Within 15.4 kilometers of the center of Anamosa, so that a full Class A facility would place a predicted 3.16 mV/m signal over at least 80% of Anamosa. The average predicted 3.16 mV/m contour of a full Class A station extends 16.2 kilometers.

The siting area thus determined is about 86 square miles in size, not at all an unreasonable size area within which to search for a suitable site.

It should be noted that a construction permit for station KZAT in Belle Plaine, Iowa, to upgrade to Class C3 facilities on Channel 238 (BMPH-931118IE) has been canceled. This construction permit had affected the available siting area for Anamosa in the southwest direction. Now that this construction permit has been canceled, there are no siting restrictions to the southwest other than the 3.16 mV/m contour coverage requirement of Section 73.315.

AFFIDAVIT

COUNTY OF OZAUKEE

SS:

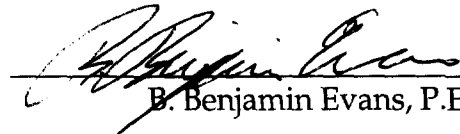
STATE OF WISCONSIN }

B. BENJAMIN EVANS, being duly sworn upon oath deposes and says:

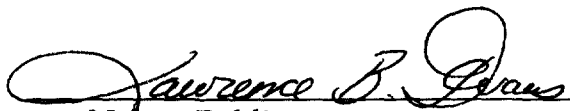
That his qualifications are a matter of record with the Federal Communications Commission;

That he is a Consulting TeleCommunications Engineer, a Registered Professional Engineer in the State of Wisconsin, and a partner in the firm of Evans Associates;

That he has either prepared or directly supervised the preparation of all technical information contained in this engineering statement, and that the facts stated in this engineering statement are true to the best of his knowledge, except statements that are herein stated to be based on information or belief, and as to such statements he believes them to be true.


B. Benjamin Evans, P.E.

Subscribed and sworn to before me this 6th day of February, 1998.

 My Commission expires Oct 22, 2000
Notary Public

NOTICE

This exhibit and the work it is based on represents our best interpretation of existing information, technical data, FCC Rules and policies, and policies and rules of other agencies. However, these data, rules and policies and their interpretation by the FCC or other agencies are constantly changing. Therefore, we do not warrant this work to be acceptable to the FCC or other agency, that any undertaking based on it will be successful, or that further submittals, administrative actions or litigation will not be required by others in support of this proposal or future undertaking. In the event of errors, our liability is strictly limited to replacement of this document with a corrected one. Liability for consequential damages is specifically disclaimed. Favorable action on this application by the FCC, FAA or other federal and state agencies is not guaranteed.

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



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The map displays the Anamosa, Iowa area, centered on the City Center. A large, irregularly shaped area is shaded and labeled "SITING AREA". A smaller, circular area around the City Center is labeled "City Coverage - 15.4 km from City Center". Major roads are shown as thick black lines, including WTRV 239C2 (165.51 km), 151, 64, 30, and 38. Various locations are marked with dots and labeled, including Wapsa, Waubeek, Jordans Grove, Necot, Jackson, Matsell Bridge Public Access, Mt Hope Public Access, Stone City, City Center, Anamosa, Wapsipinicon State Park, Fairview, Springville, Wires Corners, Paralta, Martelle, Monley, Muskrat Slough State Park, Davis Park, Lisbon, Mechanicsville, and Palisades-Kepler State Park. A legend in the bottom left corner identifies the symbols for the Siting Area and City Coverage.

Thu Feb 05 15:29 1998

2 Miles

5 KM

-  Major Connector
 State Route
 Primary State Route
 US Highway